

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

SOFTMART, INC., et. al.,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	Case No. 4:05CV285 RWS
	)	
SOFTWARE PLUS, LTD.,	)	
	)	
Defendant.	)	

**MEMORANDUM AND ORDER**


This matter is before me on the motion of Geoffrey Gerber and Richard Kuhlman of the firm Blackwell, Sanders, Pepper & Martin, LLP, and Elizabeth Dunning of the firm Holme, Roberts & Owen, LLP, to withdraw from the representation of Plaintiff Richard Pogue. On July 28, 2005, I issued an Order setting a hearing on the matter. In that Order, I ordered Pogue to attend the hearing. Pogue disregarded that Order and did not attend the hearing. On August 11, 2005, I issued a Show Cause Order directing Pogue to show cause as to why the motion to withdraw should not be granted. Pogue has failed to respond to the Show Cause Order. As a result, I will grant the motion to withdraw.

Accordingly,

**IT IS HEREBY ORDERED** that the motion of Geoffrey Gerber and Richard Kuhlman of the firm Blackwell, Sanders, Pepper & Martin, LLP, and

Elizabeth Dunning of the firm Holme, Roberts & Owen, LLP, to withdraw from the representation of Plaintiff Richard Pogue [#43] is **GRANTED**.

Dated this 6th Day of September, 2005.

A handwritten signature in black ink, appearing to read "Rodney W. Sippe", written over a horizontal line.

RODNEY W. SIPPEL  
UNITED STATES DISTRICT JUDGE